

IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 672 OF 2016

IN

WRIT PETITION NO. 435 OF 2009

M/S. FOMENTO RESORTS AND HOTELS
LTD., REP. BY ITS MANAGER SHRI. K.
SAINATH SHETTY AND ANR.

... Applicant

Versus

SHRI. ROHIDAS NAIK.

... Respondent

Mr. Gourish Kamat, Advocate for the Applicant.
Mr. Ryan Menezes, Advocate for the Respondent.

Coram:- F. M. REIS, J.

Date:- 18th November, 2016

P.C.:

This is an application to recall the Order passed by this Court dated 03.08.2016 dismissing the Petition for default. Application is supported by an affidavit.

2. Shri Menezes, learned Counsel appearing for the Respondent opposes the application. But, however, records reveal that the learned Counsel was also not present on the day when the matter was dismissed for default.

3. For the reasons stated in the application which stand uncontroverted, the Order dated 03.08.2016 stands recalled. Writ Petition is restored to the file. Place for hearing in the month of

December, 2016.

4. Application disposed of.

F. M. REIS, J.

msr